IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIEGTH DAY OF AUGUST
TWO THOUSAND AND SEVEN

PRESENT
THE HON'BLE MR. JUSTICE S.ANANDA REDDY

WRIT PETITION No. 20222 of 2001

Between:

Avuta Ramesh and another .....
PETITIONERS

AND

Indian Institute of Technology, Mumbai
And 8 others.

....RESPONDENTS

THE HON'BLE MR. JUSTICE S.ANANDA REDDY

WRIT PETITION No. 20222 of 2001

ORDER:

This writ petition is filed by the petitioners seeking writ of mandamus declaring the action of the Respondents 1 to 6 in not maintaining a common merit list of all candidates appearing for the entrance examination for the Indian Institute of Technology, but instead maintaining separate merit lists for SC, ST and General Candidates, and forcing SC and ST candidates to choose either the reservation category or the general category, as unlawful, unconstitutional and an offence under Sec.5 (b) of Protection of Civil Rights Act, and sought for a direction to the Respondents to conduct the forthcoming selections by maintaining a common merit list for the purpose of selection to the General category and separate merit lists only for the purpose of filling the reserved seats.

2. The grievance of the Petitioners is that basing on the common entrance examination for the admission into IIT courses, the seniority lists are prepared one as a general stream and separate lists for SC and ST candidates, and SC and ST candidates are being admitted only to the reserved

quota and not considering their claims in the general merit quota, even though some of the SC and ST candidates are entitled by virtue of their merit and rank to get allotted seats in the general stream. Therefore, the Petitioners sought for appropriate direction to the Respondents.

3. The counsel appearing on behalf of the Respondents 2, 4 and 7 filed a counter disputing and denying the claim of the Petitioners and claimed that a common seniority list is being maintained for admission in the general stream from among all the categories of candidates purely based on merit, and apart from that separate merit lists are prepared and maintained from out of the SC and ST candidates for admission with reference to the reserved streams.

4. However, the learned counsel for the Petitioners disputed the above claim of the Respondents in their counter. Therefore, the counsel for the contesting Respondents is directed to file additional counter placing the relevant material, pursuant to which an additional counter is filed along with the relevant material. Basing on the said material, the learned counsel for the Petitioners represented that from 2003 onwards separate lists as well as common merit lists, including the SC and ST candidates are being maintained for consideration for admission into IIT courses.

5. In view of the said material placed before this court, there is no merit warranting any further directions to be issued to the Respondents. Therefore, the writ petition is liable to be dismissed.

6. Accordingly, the writ petition is dismissed. No costs.

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S.ANANDA REDDY.J

Dated: 08..08..2007
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THE HON'BLE MR. JUSTICE S.ANANDA REDDY

WRIT PETITION No. 20222 of 2001

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